

12-22-10 03:30PM FROM:Fenwick &amp; West Mountain View

650 638 5200

T-253 P.001/004 F-695

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**FACSIMILE TRANSMISSION**

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**CONFIDENTIAL**

OFFICE OF PETITIONS

DATE: December 22, 2010

CLIENT-MATTER NO.: 19675-08643

**To:**

NAME	FAX No.	PHONE No.
Commissioner of Patents Maintenance Fee Branch	571-273-6500	

**FROM:** Brian M. Hoffman**PHONE:** (415) 875-2484**SENT BY:** Sarah Glenn**PHONE:** (650) 335-7937

NUMBER OF PAGES WITH COVER PAGE: 4

ORIGINAL WILL NOT FOLLOW

**MESSAGE:**

Please see attached Itemized Deficiency Statement for U.S. Patent No. 7,225,275.

**CAUTION - CONFIDENTIAL**

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AS SOON AS POSSIBLE

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IN THE UNITED STATES  
PATENT AND TRADEMARK OFFICE

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OFFICE OF PETITIONS

APPLICANT: Milo S. Medin  
PATENT NO.: 7,225,275  
ISSUE DATE: May 29, 2007  
APPLICATION NO.: 10/777,912  
FILING DATE: February 11, 2004  
TITLE: System and Method for Delivering High-Performance Online  
Multimedia Services  
ATTY. DKT. NO.: 19675-08643

ITEMIZED DEFICIENCY STATEMENT FOR DELAYED NOTIFICATION OF LOSS  
OF SMALL ENTITY STATUS, PURSUANT TO 37 CFR § 1.28(c) and (d).

SIR:

The Patent and Trademark Office is hereby notified with respect to the subject patent that small entity status is no longer appropriate. Patent maintenance fees should be paid as large entity.

Applicants hereby file an Itemization of the Deficiency Payment along with a Payment of the Deficiency Owed.

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**I. ITEMIZATION OF THE DEFICIENCY PAYMENT**

Following is a list of each particular type of fee that was erroneously paid as a small entity, the current fee amount for a non-small entity, the small entity fee actually paid, and the date of payment:

1. First maintenance fee was paid on November 29, 2010. The amount of \$490 was paid. Under 37 CFR § 1.20(e), the current fee amount for first maintenance fee for a non-small entity is \$980. Under 37 CFR § 1.28(c)(2)(i), the deficiency amount owed based on this transaction is equal to the amount (previously) paid in error, i.e. \$490.
2. The total deficient payment owed is \$490.

**II. PAYMENT OF THE TOTAL DEFICIENCY PAYMENT OWED**

Please charge my Deposit Account No. 19-2555 in the amount of \$490 to cover the above fees. The Commissioner is hereby authorized to charge any additional fees required or credit any overpayments to Deposit Account No. 19-2555.

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## III. CONCLUSION

By filing this statement, Applicants have complied with the requirements for having this error excused pursuant to 37 CFR § 1.28(c).

Pursuant to 37 CFR § 1.28(d), the present deficiency payment submitted under 37 CFR 1.28(c) is treated as a notification of a loss of entitlement to a small entity status. Accordingly, Applicants respectfully urge the Office to accept the present notification of change in entity status.

Respectfully submitted,

Dated: December 22, 2010

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